

# MAINE STATE LEGISLATURE

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LAWS  
OF THE  
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND EIGHTH LEGISLATURE

FIRST REGULAR SESSION

January 5, 1977 to July 25, 1977

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN  
ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,  
TITLE 3, SECTION 164, SUBSECTION 6.

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PORTLAND LITHOGRAPH COMPANY  
PORTLAND, MAINE  
1977

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PRIVATE AND SPECIAL LAWS  
OF THE  
**STATE OF MAINE**

AS PASSED AT THE  
**FIRST REGULAR SESSION**

of the  
ONE HUNDRED AND EIGHTH LEGISLATURE

1977

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## CHAPTER 35

### AN ACT to Permit the Inhabitants of Cranberry Isles to Withdraw from the Maine State Retirement System.

*Be it enacted by the People of the State of Maine, as follows:*

**Sec. 1. Withdrawal authorized; procedure.** The inhabitants of Cranberry Isles, a municipality hereinafter called "the town," presently a participating local district in the Maine State Retirement System, hereinafter called "the system," is authorized to withdraw from further participation in the system upon the terms and conditions hereinafter set forth.

Such withdrawal shall be accomplished by a majority vote of the town at any duly warned, called and held annual or special meetings thereof, the warrant for which contained an article providing for a vote on such withdrawal. Upon such vote, the town clerk shall certify the same to the trustees of the system, and the withdrawal shall become effective on the last day of the calendar month in which such certificate is received by the trustees.

**Sec. 2. Certain withdrawals authorized; disposition of remaining funds.** Any employee of the town who has made contributions to the system may withdraw the same in the manner provided by the Revised Statutes, Title 5, section 1096, as amended; provided that any application for such withdrawal shall be made not later than one year after the effective date of withdrawal by the town from the system.

Following the withdrawal of contributions by all town employees who have the right to do so, or one year from the effective date of withdrawal by the town from the system, whichever first occurs, then any remaining funds established by the system for the town shall be applied by the system toward satisfaction of such retirement allowances and death benefits to the employees of the town who are receiving such allowances from the system as of that date and any employee whose right to receive such allowance or benefit has vested as of such date.

**Sec. 3. Town to assume certain obligations.** Following the effective date of withdrawal, the system shall annually certify to the town the amount necessary to satisfy the difference between the amount in the town's account with the system and the estimated retirement allowances and death benefits payable by the system to employees of the town and survivors of such employees during the applicable calendar year; and the town shall annually appropriate and pay to the system the amount so certified.

Effective October 24, 1977

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## CHAPTER 36

AN ACT to Provide an Increase in Retiree and Survivor Benefits.

**Emergency preamble.** Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the 90-day period may not terminate until after the beginning of the next fiscal year; and

Whereas, state and teacher retiree and survivor benefits were adjusted 6.4% to bring their benefits into parity with state employee salary adjustments caused by the Hay reclassification study authorized by the private and special laws of 1974, chapter 100; and

Whereas, the adjustments to state employee salaries have since been determined to have resulted in a 7.7% increase leaving a shortfall in retiree and survivor benefit adjustments; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

*Be it enacted by the People of the State of Maine, as follows:*

**Sec. 1.** P & SL 1975, c. 147, Pt. D, § 9, is amended to read:

**Sec. 9. Survivors' and retirees' benefits.** It is the intent of the Legislature that the salary increases provided for in this Act shall be considered a general salary increase the equivalent of ~~6.4%~~ 7.7% pursuant to Title 5, section 1124 and Title 5, section 1128.

**Sec. 2. Effective date.** Adjustments caused by this Act in the survivor and retiree benefits already being paid shall be made by the board of trustees and shall be effective as of the first day of the month following the effective date of this Act.

**Emergency clause.** In view of the emergency cited in the preamble, this Act shall take effect when approved, except as otherwise indicated.

Effective May 17, 1977

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## CHAPTER 37

**AN ACT to Redescribe the Boundary Line between the City of Brewer and the Towns of Orrington and Holden.**

*Be it enacted by the People of the State of Maine, as follows:*

**Sec. 1. Boundary line; City of Brewer and Town of Orrington.** The boundary line between the City of Brewer and the Town of Orrington shall be as follows: